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HIGH COURT OF CHHATTISGARH AT BILASPUR

M.A.(C.) No.946/2007

Single Bench: Hon'ble Shri Dilip Raosaheb Deshmukh, J.

APPELLANT

Bhagirathi Son of Bishat Satnami, aged about 35 years, Resident of Village Pendri, Police Station Suhela, District Raipur (C.G.)

(Owner and Driver of the Offending Vehicle i.e. Tractor & Trolley, unregistered Mahindra Tractor 275/D.I.)

Versus

RESPONDENTS

1. Kodan Satnami Son of Bodhiya Satnami, aged about 70 years;
2. Smt. Sukalhin Bai Wife of Kodan Satnami, aged about 60 years;

Both resident of Village Pendri, Police Station Suhela, District Raipur (C.G.)
(Claimants)

3. The Manager,
Ifco Tokiyo General Insurance Company Limited, A-22, Sector 1, Shankar Nagar, Raipur (C.G.)
(Insurer)
4. The Dealer,
Arun Trade Consigns, Devpuri, Raipur, (C.G.)
5. The Manager,
Bajaj Aliance Insurance Company Limited, E.G. Plaza, Branch Shivmohan Bhawan, Vidhan Sabha Road, Pandri, Raipur, (C.G.)
(Non-applicants)

Misc. Appeal under Section 173 of the Motor Vehicles Act, 1988.

Present:-
Shri P. K. Tulsyan, counsel for the appellant.

ORAL ORDER

(Passed on 25th September, 2007)

Learned counsel for the appellant submits that he wants to withdraw this appeal with liberty to file a fresh appeal raising other available grounds.

(2) In view of the submission made above, this Miscellaneous Appeal is dismissed as withdrawn. The appellant is at liberty to take recourse to such remedy as is available to him under law. Money receipt of deposit of the statutory amount, if any filed in original, be returned to the learned counsel for the appellant.

(3) In view of the above, I.A. No.1 for grant of stay, I. A.No.2 for taking receipt on record and I.A.No.3 for taking document on record stand disposed of.

Sd/-
Dilip Raosaheb Deshmukh
Judge